

**FINAL
FISCAL NOTE**

Drafting Number: LLS 12-0001
Prime Sponsor(s): Rep. Swalm
 Sen. Harvey

Date: May 29, 2012
Bill Status: Postponed Indefinitely
Fiscal Analyst: Marc Carey (303-866-4102)

TITLE: CONCERNING THE RATES CHARGED TO CONSUMERS FOR ELECTRICITY, AND, IN CONNECTION THEREWITH, PROHIBITING THE IMPUTATION OF CERTAIN COSTS ASSOCIATED WITH REDUCTIONS IN GREENHOUSE GAS EMISSIONS.

Fiscal Impact Summary	FY 2012-2013	FY 2013-2014
State Revenue		
State Expenditures	See State Expenditures section.	
FTE Position Change		
Effective Date: The bill was postponed indefinitely by the Senate State, Veterans and Military Affairs Committee on March 21, 2012.		
Appropriation Summary for FY 2012-2013: None required.		
Local Government Impact: None.		

Summary of Legislation

Current law allows the Colorado Public Utilities Commission (PUC) to impute the cost of a carbon tax imposed at the federal level when calculating an electric utility's investments and comparing the cost of maintaining existing infrastructure with the cost of replacing existing power plants with more energy-efficient power plants. This bill conditions the PUC's imputation of the carbon tax on the actual adoption of a carbon tax as part of federal law.

State Expenditures

The amended bill may affect expenditures, but no appropriations are required.

Department of Regulatory Agencies, Public Utilities Commission. This bill specifies that the PUC may impute the cost of a federal carbon tax only if such a tax is adopted at the federal level. These changes will require conforming rulemaking. It is anticipated that this can be accomplished through the insertion of specific language into the rule and may be completed within existing appropriations.

Departments Contacted

Regulatory Agencies